

MR. FLORES (Continuing) ... done, they will leave a trace. We have given you all the elements on how, for instance, you can conduct forensic analysis. All the elements, how can you do an audit, how your particular protest can be filed, we're more than willing to collaborate to give you the tools on how you can present your case more than just conclusion such as I don't believe I lost in this particular place. In that... in... yes, some ideas are good. I think in the future, the more reviews can be done, the better. I mean some of them ... of these were offered and were not...

THE CHAIRPERSON. Yes...

MR. FLORES. And ... so, you know, during the two ... if you gonna have a brain surgery, you don't go to the heart surgeon. I mean so as in medicine there are different expertise so as in IT. And I ... I understand... I know and I can vouch for the high level of IT knowledge of ... of the resource person here. I don't have absolute doubt of that. However, I don't believe they have even developed or reviewed an electronic voting system before and that's what SysTest did. SysTest is a federal U.S. agency which all... which life and breath is to review electronic voting systems. They are an independent group of IT experts specialized in a electronic voting system. And that were they were recruited for. And SysTest has failed electronic systems in the past. In fact, in the United States, there have been cases of countries who have bought a technology and SysTest have not passed and certified and therefore they could not been used on an election. And they have to do changes until the next elections they passed a certification. So if you want to cast doubt on them, okay, so ...so be it. But I think and they think is they fit one of Mr. Verzola's doubt is the accuracy. SysTest read thousands and thousands of ballots to testify on the accuracy of the system. So I think there are good ideas in the sense. But what we want to do here is, was there fraud or no? Is there a way to prove it? I said, yes, there is a way to prove it. And at the end of the day, there is a legal way to solve all these issues.

THE CHAIRPERSON. And what we gather from you is that the presence precisely of automated ... of your AES is that this protest system will proceed faster for the contestants. May I also say in the JCOC, the agreement I had with Mrs. Acol was that if we lost the Supreme Court case, that's the end of automation. But if we won, they would stop opposing us every step of the way. We won and they kept

opposing us every step of the way. So they had good ideas. They never bothered. Mr. Verzola, if you want to react now to the summary.

MR. VERZOLA. Yes, Mr. Chair.

THE CHAIRPERSON. We're almost running out of time.

MR. VERZOLA. First about the SysTest Lab's report. Let me point out that SysTest which was used by the COMELEC to evaluate and certify the Smartmatic software lost its own certification in the United States for collusion with vendors. They lost it for several years. Of course, they regained their certification but they had a record and that's why they lost their certification of colluding with vendors. So I just want to put that on record. Of course, like I said, they did regain their certification subsequently but ...

THE CHAIRPERSON. Yes, certificate.

MR. VERZOLA. So... and on this thing about SysTest testing thousands of ballots for the accuracy of the PCOS machine, I didn't find anything about it in the SysTest certification report. There is no ... there is no portion or paragraph in the SysTest report, which we were provided by the COMELEC, which said that they checked if the accuracy of the PCOS machine was 99.995 percent and they found it to be accurate to that extent.

MR. VILLORENTE. It was 100 percent accurate.

MR. VERZOLA. I'm sorry. I didn't find it in the SysTest report. We can go back if ...

THE CHAIRPERSON. He's asking... he's asking that whether it's hundred percent or 99.99 percent, he did not find anything in the SysTest report about thousands of ballots being tested. By the way, what ballots were this? I thought we finished these ballots, the final design of these ballots only recently. So what ballots were they testing?

MR. VILLORENTE. They created test ballots for their test switch. The accuracy result is ...

THE CHAIRPERSON. So they created ... they created test ballots for their test. What's the validity of that when you used ... when you're talking about another configured ballot, ballots that are configured in another way?

MR. VILLORENTE. Well, Your Honor, the certification is for the system ...

THE CHAIRPERSON. Yes.

MR. VILLORENTE. ... once the system is certified, you can use it for different elections.

THE CHAIRPERSON. For different ...

MR. VILLORENTE. So per election, you need to configure it. So certification for the system.

THE CHAIRPERSON. Okay, for the system.

MR. VILLORENTE. It's not a certification for a specific configuration of the system.

THE CHAIRPERSON. Okay, okay.

MR. VILLORENTE. And sorry, Your Honor. As I was mentioning, it's on page 47 of the SysTest Lab's report ...

THE CHAIRPERSON. If you want... you want to read it, you want to read it so that nobody wonders. Yes, Mr. Verzola.

MR. VERZOLA. Just to quickly point, the... the report provided to us by the COMELEC was only 36 pages, Your Honor.

THE CHAIRPERSON. Was only 36 pages. Aha! You got the pocketbook version.

MR. VILLORENTE. Yeah, that is the summary. This is the ...

THE CHAIRPERSON. Ah, this is the hard bound version.

MR. VILLORENTE. Ah, okay.

THE CHAIRPERSON. May dagdag-bawas, ano, pahina.

MR. VILLORENTE. Yeah. So ...

THE CHAIRPERSON. So you ...

MR. VILLORENTE. ...this is the COMELEC final AES certification report, March 15, 2010 version.

THE CHAIRPERSON. March 16. You have a reaction to that Mr. Verzola.

MR. VILLORENTE. One point zero three.

MR. VERZOLA. Well, the deadline for the report was February 10, Your Honor.

THE CHAIRPERSON. And this is ...

MR. VERZOLA. Because ...

THE CHAIRPERSON. And this is what date?

MR. VILLORENTE. Yeah. This is versioning, Your Honor. I think somebody ... a version that pointed out ...

THE CHAIRPERSON. What is the reason for the delay? Any member... not ... not ... not the list of it be Harry Roque's case. Yes. Remember, Mr. Flores, there was a reason for the delay of this ... of the test, the completion of the tests.

MR. FLORES. Mr. Chairman, I think Mr. Villorente can answer that much better than I.

THE CHAIRPERSON. Ah, okay. Because you are the ones who hired it. COMELEC, COMELEC.

MR. VILLORENTE. Yes, yes, Your Honor.

THE CHAIRPERSON. Okay. So go ahead. And did you make that available to them?

MR. VILLORENTE. Yeah. This is the statement, Section 9.4.3 Accuracy Test Result Summary. For this test, 2,030 ballots were scanned for a total of approximately 200... 2,002 ballot positions using seven different ballot styles. Vote total much the expected results of the scanning for a 100 percent accuracy return.

REP. DELA CRUZ. Did you make this available to the ...

THE CHAIRPERSON. Why was this not part of your ... why was this not part of your abridge edition that you gave out? That would have settled a lot of doubts.

MR. VILLORENTE. We submitted all of this to COMELEC, Your Honor, so...

THE CHAIRPERSON. Okay. We're talking to the wrong people. That's COMELEC, yes.

MR. VERZOLA. The copy we were given, April 30, after a request was made for a copy of the SysTest report is dated March 8. Certification test report ...

THE CHAIRPERSON. Is there a COMELEC person here? Well, James, James, can you help us with this? Anyway, tomorrow, the entire IT division will be here?

MR. JAMES JIMENEZ (Director, Commission on Elections). Yes, sir.

THE CHAIRPERSON. Or they will be held guilty of manipulation.

MR. JIMENEZ. I don't know why ... why Mr. Verzola got a pocketbook version.

MR. VERZOLA. This came from the Office of the Commissioner Larrazabal, Your Honor. And it... I don't think it's a pocketbook version and I'd like to confirm their

revision number. This is revision number 1.06 dated February 9, 2010. So may I ask what revision number is that version, Your Honor.

MR. VILLORENTE. What's the report titled?

MR. VERZOLA. Certification Test Report for Source Code Review, Readiness...

MR. VILLORENTE. Ah, that's for the source code review.

MR. VERZOLA. Yes.

MR. VILLORENTE. Because there is a Final AES Certification Report. We're talking of different reports. You're talking about the source code review report. I'm talking about the Final AES Certification Report.

MR. VERZOLA. Okay. I have another report here, Certification Test Report Summary Philippine AES Voting System Revision 1.00 March 8, 2010. But this is already beyond the deadline of February 10.

THE CHAIRPERSON. Never mind the deadline. So is that ... is that the same one, Mr., Dr. Villorente?

MR. VILLORENTE. Your Honor, this is ...

THE CHAIRPERSON. Are you talking from the same page now?

MR. VILLORENTE. Well, that is the summary. I'm talking about the Final AES Certification Report.

THE CHAIRPERSON. So he really got the pocketbook. Anymore reaction? So the summary of ... because I'm about to approve it, of Smartmatic as to what was achieved. Yes, go ahead.

MR. VERZOLA. Yes. I was going to present my ... my reaction ...

THE CHAIRPERSON. Good, good, good. Okay. Now, go ahead. Let there be no interaction so give us enough time because we have Emano's lawyer here. Go ahead.

MR. VERZOLA. First of all, I'd like to point out that the... most of the candidates who are here find it very difficult to present solid proof mainly because automation has made the normally transparent electoral process very opaque and hard to understand. I would like to tell the Committee and the candidates that the process is hard to understand even for experts like me for the following reasons ...

(MS. LEONISA B. LUCHING TOOK OVER)